

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:08cv485

HARRY WAYNE FRANCIS,  
)  
Plaintiff,  
)  
vs.  
)  
MICHAEL J. ASTRUE,  
)  
Commissioner of Social Security,  
)  
Defendant.  
)

## JUDGMENT

For the reasons set forth in the Memorandum and Order filed herewith,

**IT IS, THEREFORE, ORDERED** that the Plaintiff's Motion for Summary Judgment is **DENIED**; the Defendant's Motion for Summary Judgment is **GRANTED**; and the Commissioner's decision is hereby **AFFIRMED**. This case is hereby **DISMISSED WITH PREJUDICE**.

Signed: June 22, 2010

  
Martin Reidinger  
United States District Judge